



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, MAY 15, 2018
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
5:00 PM**

1. CALL TO ORDER

Council President Brady called the meeting to order at 5:08 p.m.

2. ROLL CALL

Council President Brady asked Clerk Schmotzer to call the roll. Councilmembers Houser, Simon, Baker, Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown and Brady were in attendance and a quorum was determined.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

There was no moment of silent meditation.

5. PUBLIC COMMENT

Ms. Loh addressed Council regarding various issues concerning the new management of the Norma Herr women's shelter.

6. APPROVAL OF MINUTES

- a) April 24, 2018 Work Session
- b) April 24, 2018 Regular Meeting
- c) April 26, 2018 Work Session

d) May 10, 2018 Work Session

A motion was made by Mr. Schron, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the April 24, 2018; April 26, 2018; and May 10, 2018 Work Sessions and the April 24, 2018 Regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Brady announced that Issue 9, the County's Health and Human Services Levy, passed with 70% of the vote in favor of the levy. He gave thanks and appreciation for everyone that worked on the campaign and especially thanked the residents of Cuyahoga County for their generous support.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive Budish also gave thanks and appreciation for all persons who worked on and voted for the Health and Human Services Levy. He also reported that the County would be hosting a "Meeting of the Minds" regional meeting, which will focus on transportation issues.

9. LEGISLATION INTRODUCED BY COUNCIL

a) CONSIDERATION OF RESOLUTIONS OF COUNCIL FOR FIRST READING
ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2018-0093 and R2018-0094.

- 1) R2018-0093: A Resolution authorizing an amendment to Contract No. CE1800172-01 with ZCo Consulting, LLC for Independent Verification and Validation Services in connection with the Enterprise Resource Planning System Project for the period 2/2/2018 - 1/31/2020 to change the terms, effective 5/1/2018; no additional funds required; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Council President Brady and Councilmember Miller

On a motion by Mr. Schron with a second by Mr. Houser, Resolution No. R2018-0093 was considered and adopted by unanimous vote.

- 2) R2018-0094: A Resolution making an award to College Now Greater Cleveland in the amount of \$500,000.00 from the Cuyahoga County Educational Assistance Fund for Component Two of the Cuyahoga County Educational Assistance Program for the period ending 6/30/2022; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Simon **and** Miller

On a motion by Ms. Simon with a second by Ms. Brown, Resolution No. R2018-0094 was considered and adopted by unanimous vote.

b) CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) R2018-0095: A Resolution adopting various changes to the Cuyahoga County Non-bargaining Classification Plan, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmember Brown on behalf of Cuyahoga County Personnel Review Commission

Council President Brady referred Resolution No. R2018-0095 to the Human Resources, Appointments & Equity Committee.

c) COMMITTEE REPORTS AND CONSIDERATION OF ORDINANCES OF COUNCIL FOR SECOND READING

- 1) O2018-0005: An Ordinance amending Title 7 of the Cuyahoga County Code to clarify requirements regarding the use of casino tax revenue and update programs funded by such revenue, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Council President Brady and Councilmember Miller

Committee Assignment and Chair: Community Development – Jones

Clerk Schmotzer read Ordinance No. O2018-0005 into the record.

This item will move to the May 29, 2018 Council meeting agenda for consideration for third reading adoption.

- 2) O2018-0006: An Ordinance amending Section 804.01(C)(2) of the Cuyahoga County Code to increase the maximum amount of individual one-year renewable scholarships from \$1,500.00 to \$1,750.00, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Simon, Houser **and Miller**

Committee Assignment and Chair: Education, Environment & Sustainability – Simon

Clerk Schmotzer read Ordinance No. O2018-0006 into the record.

This item will move to the May 29, 2018 Council meeting agenda for consideration for third reading adoption.

10. LEGISLATION INTRODUCED BY EXECUTIVE

- a) CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Ms. Brown and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution No. R2018-0096.

- 1) R2018-0096: A Resolution extending the appointment of Interim Director of the Department of Health and Human Services Walter Parfejewiec, and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish

On a motion by Ms. Conwell with a second by Mr. Brady, Resolution No. R2018-0096 was considered and adopted by unanimous vote.

- b) CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- 1) R2018-0097: A Resolution confirming the County Executive's reappointment of various individuals to serve on the District One Public Works Integrating Committee for the term 6/22/2018 - 6/21/2021; confirming the reappointment of

various alternates; and declaring the necessity that this Resolution become immediately effective:

i) Reappointments:

- a. Michael W. Dever
- b. David E. Marquard

ii) Reappointments as alternate:

- a. Nichole L. English to Michael W. Dever
- b. Christopher A. George to David E. Marquard

Sponsor: County Executive Budish

Council President Brady referred Resolution No. R2018-0097 to the Human Resources, Appointments & Equity Committee.

- 2) R2018-0098: A Resolution authorizing the County Executive to accept dedication of land for a part of Warrensville Center Road, in connection with Permanent Parcel Nos. 736-29-042, 736-29-043 and 736-13-057, located in the City of Shaker Heights as a public street; authorizing the County Executive to execute the final Plat in connection with said dedication; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works

Council President Brady referred Resolution No. R2018-0098 to the Public Works, Procurement & Contracting Committee.

- 3) R2018-0099: A Resolution declaring that public convenience and welfare requires resurfacing York Road from Pearl Road to Pleasant Valley Road in the Cities of Parma and Parma Heights; total estimated project cost \$3,420,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works/Division of County Engineer

Council President Brady referred Resolution No. R2018-0099 to the Public Works, Procurement & Contracting Committee.

- 4) R2018-0100: A Resolution declaring that public convenience and welfare requires resurfacing East 131st Street from Miles Road to Forestdale Drive in the Cities of Cleveland and Garfield Heights; total estimated project cost \$1,940,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Jones**

Council President Brady referred Resolution No. R2018-0100 to the Public Works, Procurement & Contracting Committee.

- 5) R2018-0101: A Resolution declaring that public convenience and welfare requires resurfacing Mastick Road from the Fairview Park West Corporation Line to Eaton Road in the City of Fairview Park; total estimated project cost \$1,690,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Baker**

Council President Brady referred Resolution No. R2018-0101 to the Public Works, Procurement & Contracting Committee.

- 6) R2018-0102: A Resolution declaring that public convenience and welfare requires resurfacing Hilliard Boulevard from River Oaks Drive to Lakeview Avenue in the City of Rocky River; total estimated project cost \$1,600,000.00; finding that special assessments will neither be levied nor collected to pay for any

part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Baker**

Council President Brady referred Resolution No. R2018-0102 to the Public Works, Procurement & Contracting Committee.

- 7) R2018-0103: A Resolution declaring that public convenience and welfare requires resurfacing Sprague Road from Broadview Road to the Broadview Heights/Seven Hills East Corporation Line in the Cities of Broadview Heights and Seven Hills; total estimated project cost \$1,310,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Schron**

Council President Brady referred Resolution No. R2018-0103 to the Public Works, Procurement & Contracting Committee.

- 8) R2018-0104: A Resolution declaring that public convenience and welfare requires resurfacing of an avenue and a road located in the City of Cleveland in connection with the 2018 Operations Resurfacing Program; total estimated project cost \$1,210,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said projects; and declaring the necessity that this Resolution become immediately effective:
- i) Shaw Avenue from St. Clair Avenue to the Cleveland East Corporation Line.

- ii) Eddy Road from Gray Avenue to Arlington Avenue.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Houser**

Council President Brady referred Resolution No. R2018-0104 to the Public Works, Procurement & Contracting Committee.

- 9) R2018-0105: A Resolution declaring that public convenience and welfare requires resurfacing Cedar Road from S.O.M. Center Road to Woodstock Road in the Villages of Gates Mills and Hunting Valley; total estimated project cost \$1,200,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipalities in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works/Division of County Engineer

Council President Brady referred Resolution No. R2018-0105 to the Public Works, Procurement & Contracting Committee.

- 10) R2018-0106: A Resolution making an award on RQ41613 to Kokosing Construction Company, Inc. in the amount not-to-exceed \$1,251,754.00 for resurfacing Wallings Road from Broadview Road to the Broadview Heights East Corporation Line in the City of Broadview Heights; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$125,175.40 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works/Division of County Engineer

Council President Brady referred Resolution No. R2018-0106 to the Public Works, Procurement & Contracting Committee.

- 11) R2018-0107: A Resolution making an award on RQ42348 to Catts Construction, Inc. in the amount not-to-exceed \$2,929,031.90 for resurfacing Pleasant Valley Road from State Road to Broadview Road in the City of Parma; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer **and Councilmember Tuma**

Council President Brady referred Resolution No. R2018-0107 to the Public Works, Procurement & Contracting Committee.

- 12) R2018-0108: A Resolution authorizing an agreement with The MetroHealth System in the amount not-to-exceed \$1,800,000.00 for the MetroHealth Select Network health benefit plan for County employees and their eligible dependents for the period 1/1/2016 - 12/31/2018; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Human Resources

Council President Brady referred Resolution No. R2018-0108 to the Human Resources, Appointments & Equity Committee.

- 13) R2018-0109: A Resolution authorizing amendments to various bank depository agreements for public funds designating eligible institutions as public depositories of active and interim funds of Cuyahoga County for the period 8/24/2013 - 8/23/2017 to extend the time period to 8/23/2021 and to pay any fees in the total amount not-to-exceed \$1,411,000.00 that are customary or normally charged in the course of doing business by various institutions, effective 7/14/2017, in accordance with the Uniform Depository Act of Ohio; authorizing the County Executive and/or County Treasurer to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective:

- i) First Federal of Lakewood in the deposit limit amount not-to-exceed \$6,000,000.00.
- ii) KeyBank National Association in the deposit limit amount not-to-exceed \$700,000,000.00.
- iii) PNC Bank, National Association in the deposit limit amount not-to-exceed \$600,000,000.00.
- iv) U.S. Bank, N.A. in the deposit limit amount not-to-exceed \$137,073,061.80.

Sponsor: County Executive Budish/County Treasurer

Council President Brady referred Resolution No. R2018-0109 to the Finance & Budgeting Committee.

- 14) R2018-0110: A Resolution authorizing an amendment to Contract No. CE1600242-01 with United Labor Agency, Inc. for operation of the Workforce Service Center, job seekers and employer services, and management of the On-the-Job Training Program in connection with the Workforce Innovation and Opportunity Act for the period 7/1/2016 - 6/30/2018 to extend the time period to 6/30/2019 and for additional funds in the amount not-to-exceed \$2,527,776.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Workforce Development in partnership with City of Cleveland/Cuyahoga County Workforce Development Board

Council President Brady referred Resolution No. R2018-0110 to the Education, Environment & Sustainability Committee.

- 15) R2018-0111: A Resolution authorizing an amendment to Contract No. CE1700127-01 with OhioGuidestone for community-based treatment center management services for the period 7/1/2017 - 6/30/2018 to extend the time period to 6/30/2019, to change the scope of services, effective 7/1/2018, and for additional funds in the amount not-to-exceed \$1,100,000.00; authorizing the County Executive to execute the amendment and all other documents consistent

with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division

Council President Brady referred Resolution No. R2018-0111 to the Public Safety & Justice Affairs Committee.

- 16) R2018-0112: A Resolution authorizing an amendment to Contract No. CE1700360-01 with Applewood Centers, Inc. for secure residential treatment services for the period 1/1/2018 - 6/30/2018 to extend the time period to 6/30/2019 and for additional funds in the amount not-to-exceed \$952,000.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish on behalf of Cuyahoga County Court of Common Pleas/Juvenile Division

Council President Brady referred Resolution No. R2018-0112 to the Public Safety & Justice Affairs Committee.

- c) COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Ms. Brown and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2018-0089, R2018-0090, R2018-0091 and R2018-0092.

- 1) R2018-0089: A Resolution authorizing an agreement with and various payments to Dana Green for the purchase of property located at 430 Richmond Road, Richmond Heights, Permanent Parcel No. 662-22-013, in connection with the Cuyahoga County Airport Master Plan; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions; and declaring the necessity that this Resolution become immediately effective:
 - i) for the sale and purchase of real estate in the amount of \$128,000.00 (Fair Market Value Estimate); and

- ii) for expenses incidental to the purchase of a replacement house and relocation expenses in the total amount not-to-exceed \$80,000.00.

Sponsor: County Executive Budish/Department of Public Works

Committee Assignment and Chair: Public Works, Procurement & Contracting – Tuma

On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0089 was considered and adopted by unanimous vote.

- 2) R2018-0090: A Resolution making an award on RQ41759 to Nerone & Sons, Inc. in the amount not-to-exceed \$1,915,278.25 for the Broadrock Court Sanitary Relief Sewer Connection in the City of Parma; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive Budish/Department of Public Works

Committee Assignment and Chair: Public Works, Procurement & Contracting – Tuma

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0090 was considered and adopted by unanimous vote.

- 3) R2018-0091: A Resolution making an award on RQ41397 to The Great Lakes Construction Co. in the amount not-to-exceed \$3,561,561.58 for the Towpath Trail - Stage 1 from Harvard Avenue Trailhead to Steel Yard Commons in the City of Cleveland and Village of Cuyahoga Heights; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer and Councilmembers Conwell **and Jones**

Committee Assignment and Chair: Public Works, Procurement & Contracting – Tuma

On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2018-0091 was considered and adopted by unanimous vote.

- 4) R2018-0092: A Resolution making an award on RQ42093 to Becdir Construction Co. in the amount not-to-exceed \$686,326.80 for rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$586,326.80 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works/Division of County Engineer and Councilmember Conwell

Committee Assignment and Chair: Public Works, Procurement & Contracting – Tuma

On a motion by Mr. Tuma with a second by Mr. Miller, Resolution No. R2018-0092 was considered and adopted by unanimous vote.

d) CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- 1) R2018-0081: A Resolution authorizing a Lease-Purchase Agreement with Riverbed West, LLC in the amount of \$25.00 for lease of County-owned property located along the Detroit-Superior Bridge on West 25th Street in the City of Cleveland, Permanent Parcel Nos. 003-21-001 and 003-20-004, for the Irishtown Bend Project for the period 5/1/2018 - 4/30/2043; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive Budish/Department of Public Works and Councilmember Conwell

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0081 was considered and adopted by unanimous vote.

11. MISCELLANEOUS COMMITTEE REPORTS

Mr. Miller reported that the Finance & Budgeting Committee will meet on Monday, May 21, 2018 at 1:00 p.m.

Ms. Brown reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, May 22, 2018 at a time to be determined.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, May 22, 2018 at 1:00 p.m.

Mr. Tuma reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, May 23, 2018 at 10:00 a.m.

Ms. Conwell reported that the Health, Human Services & Aging Committee will meet on Wednesday, May 16, 2018 and May 23, 2018 at 1:00 p.m.

Ms. Simon reported that the Education, Environment & Sustainability Committee will meet on Wednesday, May 23, 2018 at 3:00 p.m.

12. MISCELLANEOUS BUSINESS

Mr. Jones reported that there will be a presentation on the Closing the Achievement Gap (CTAG) Students of Promise Program during an Education, Environment & Sustainability Committee meeting scheduled for Monday, June 4, 2018 at 10:00 a.m.

Ms. Baker reported that the Council Operations, Intergovernmental Relations & Public Transportation Committee will meet on Tuesday, July 17, 2018 at 3:00 p.m. to discuss proposed Charter amendments.

Mr. Miller reported that he will be presenting a proposed Charter amendment to the Charter Review Commission regarding the Agency of the Inspector General.

Ms. Simon reported that (a) the Friends of the Cuyahoga County Animal Shelter held a fundraiser on May 12, 2018 and that the Cuyahoga County Animal Shelter has been recognized as having one of the lowest euthanasia rates in the country; and (b) she and Euclid Ward 8 Councilwoman Laura Gorshe hosted a Town Hall Meeting on May 10th to discuss the fall-out from the opioid crisis and thanked County Executive Budish for his participation.

13. ADJOURNMENT

With no further business to discuss, Council President Brady adjourned the meeting at 5:42 p.m., without objection.